



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

LC-8J

September 30, 2015

MEMORANDUM

SUBJECT: Requested Action to Be Taken Regarding the Pesticide Import Shipment
Identified Under Customs Entry Number 300-5150625-0

FROM: Estrella Calvo, Enforcement Officer *Elcho*
Pesticides & Toxics Compliance Section

TO: Jeffrey Saum, Assistant Port Director
U.S. Customs and Border Protection - Port of Port Huron

By this memorandum, the United States Environmental Protection Agency (EPA), Region 5 is informing the United States Customs and Border Protection (CBP) that the import shipment described under Entry Number 300-5150625-0 should be **Denied Entry-Refused Delivery** into the United States pursuant to the authority of Section 17(c) of FIFRA, 7 U.S.C. § 136o(c), and the regulations at 19 C.F.R. § 12.114. We have annotated and signed the Notices of Arrival of Pesticides and Devices (EPA Form 3540-1) with an identical request.

- The pesticide product in this import shipment is "FSD-34," EPA Registration Number (EPA Reg. No.) 875-184.
- The shipment consists of 30 pails of "FSD-34" totaling 1,680 lbs.
- The broker/filer of record is Livingston International located at 195 Huron Boulevard, Marysville, Michigan 48040.
- The importer of record is Diversey, Inc., located at 901 Renaissance Boulevard, Sturtevant, Wisconsin 53177.
- The carrier of record is Elgin Motor Freight.
- The Country of Origin is Canada.

Based on information provided by the importer or record, EPA has determined that the pesticide in this shipment appears to be misbranded. The pesticide product, "FSD-34," EPA Reg. No. 875-184, does not appear to be labeled with the EPA "Accepted" label; therefore, this product is deemed a misbranded pesticide product under Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

According to the broker/filer and the importer of record no BOL number or IT number exists for this shipment as it has not yet shipped.

If you have any further questions or concerns, please contact me at 312-353-8931 or David Star, Import Coordinator at 312-886-6009.

cc: Eugene Rosso, CBP-Port of Port Huron
Terry Ruff, CBP-Port of Port Huron
David A. Gaddie, CBP-Port of Port Huron
James Petrach, CBP-Port of Port Huron
Elena Pietron, CBP-Port of Port Huron
David Star, EPA-Region 5
Sara Seltzer, Diversey Inc. now part of Sealed Air Corporation



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LC-8J

September 30, 2015

MEMORANDUM

SUBJECT: Requested Action to Be Taken Regarding the Pesticide Import Shipment
Identified Under Entry Number 300-5148570-3

FROM: Estrella Calvo, Enforcement Officer *Alcho*
Pesticides & Toxics Compliance Section

TO: Issac Thomas, Chief, Enforcement Selectivity
U.S. Customs and Border Protection - Port of Chicago

and

Jeffrey Saum, Assistant Port Director
U.S. Customs and Border Protection - Port of Port Huron

By this memorandum, the U.S. EPA Region 5 is informing the U.S. Customs and Border Protection that the import shipment described under Entry Number 300-5148570-3 should be **Denied Entry-Refused Delivery** into the United States pursuant to the authority of Section 17(c) of FIFRA, 7 U.S.C. § 136o(c), and the regulations at 19 C.F.R. § 12.114.

On September 14, 2015, EPA inspected the shipment under entry number 300-5148570-3 and found that it consisted of 5 separate products. Two of the products were identified as pesticides; they are "FSD-34," EPA Registration Number (EPA Reg. No.) 875-184 and "Suma Pan Clean."

"FSD-34," EPA Reg. No. 875-184

- The pesticide product in this import shipment is "FSD-34," EPA Registration Number (EPA Reg. No.) 875-184.
- The shipment consists of 46 pails of "FSD-34" totaling 2,576 lbs.
- The broker/filer of record is Livingston International located at 195 Huron Boulevard, Marysville, Michigan 48040.
- The importer of record is Diversey, Inc., located at 901 Renaissance Boulevard, Sturtevant, Wisconsin 53177.
- The carrier of record is Elgin Motor Freight.
- The Country of Origin is Canada.

- The IT Number is 271338340.
- The Bill of Lading No. is EMFH2829746B.

"Suma Pan Clean"

- The pesticide product in this import shipment is "Suma Pan Clean."
- The shipment consists of 1296 containers of "Suma Pan Clean".
- The broker/filer of record is Livingston International located at 195 Huron Boulevard, Marysville, Michigan 48040.
- The importer of record is Diversey, Inc., located at 901 Renaissance Boulevard, Sturtevant, Wisconsin 53177.
- The carrier of record is Elgin Motor Freight.
- The Country of Origin is Canada.
- The IT Number is 271338340.
- The Bill of Lading No. is EMFH2829746B.

EPA observed that the label affixed to containers of "FSD-34," EPA Reg. No. 875-184 do not contain the warning or caution statement, "PELIGRO Si no puede leer en ingles, pregunte a su supervisor sobre las instrucciones de uso apropiadas antes de trabajar con este product"; and is therefore misbranded. On or about August 21, 2015, Diversey Inc. distributed or sold "FSD-34," EPA Reg. No. 875-184 with a label that did not contain warning or caution statements which may have been necessary and if complied with, together with any requirements imposed under Section 3(d) of the Federal Insecticide, Fungicide, Rodenticide Act (FIFRA), 7 U.S.C. § 136a(d), were adequate to protect health and the environment. Section 2(q)(1)(G) of FIFRA, 7 U.S.C. § 136(q)(1)(G). The distribution or sale of a misbranded pesticide is an unlawful act under Section 12(a)(1)(E) of FIFRA, 7 U.S.C. § 136j(a)(1)(E).

EPA observed that the label affixed to containers of "Suma Pan Clean" contained the statement, "Sanitize according to label directions." The aforementioned statement is a pesticidal claim. The presence of a pesticidal claim on the "Suma Pan Clean" label, subjects this product to regulation under FIFRA. "Suma Pan Clean" is an unregistered pesticide product. On or about August 21, 2015, Diversey Inc. distributed or sold the unregistered pesticide "Suma Pan Clean." The distribution or sale of an unregistered pesticide is an unlawful act under Section 12(a)(1)(A) of FIFRA, 7 U.S.C. § 136j(a)(1)(A).

The importer of record, Diversey, Inc., has been advised of EPA's recommendation to CBP and has informed EPA that it will return the violative pesticide products to the country of origin.

If you have any further questions or concerns, please contact me at 312-353-8931 or David Star, Import Coordinator at 312-886-6009.

cc: Melvin Dennis, CBP-Port of Chicago
 Kim Der-Yeghiayan, CBP-Port of Chicago
 Michael Johnson, CBP-Port of Chicago
 Suzanne Sublett-Nyenhuis, CBP-Port of Chicago
 Anthony Hartnett, CBP-Port of Chicago

Eugene Rosso, CBP-Port of Port Huron
Terry Ruff, CBP-Port of Port Huron
David A. Gaddie, CBP-Port of Port Huron
James Petrach, CBP-Port of Port Huron
Elena Pietron, CBP-Port of Port Huron
David Star, EPA-Region 5
Sara Seltzer, Diversey Inc. now part of Sealed Air Corporation



United States
ENVIRONMENTAL PROTECTION AGENCY

OMB Control No. 2070-0020
Expires on 11/30/2016

Washington, DC 20460

Notice of Arrival of Pesticides and Devices

Send Completed Form to Appropriate Regional Office Listed in the Instructions for this Form.

Note: Read Instructions before completing form.

Part 1: To Be Completed by Importer of record or Licensed Customs Broker

1. Name and Complete Address of Licenced Customs Broker

Livingston International
195 Huron Boulevard
Marysville, MI
48040
Ref: ST 3252617 Product Number: 57701100

2. Name and Complete Address of Importer of Record

Diversey, Inc
901 Renaissance Blvd
Sturtevant, WI 53177

☐ Return Form to this Address

☐ Return to this Address

3. Name and Complete Address of Shipper

Diversey Canada
1151 Green Valley Road
London, Ontario
N6N 1E4

4. EPA Registration Number

875-184

5. EPA Producer Establishment No.

13938-CN-1

6. Brand Name of Product

FSD-34

7. Active Ingredients and Percentage of Each

Phosphoric Acid...56.25% Dodecyl benzene sulfonic acid.....3.40%

8. Unit Size

5G (NW 56 lbs)

9. Quantity

30 pails

10. Total Net Weight

1680 lbs

11. Country of Origin

Canada

12. Port of Entry

Port Huron, Michigan

13. Name and Complete Address of Carrier

Elgin Motor Freight
1497 Wilton Grove Road
London, ON
N6N 1M3

14. Entry Number

300-5150625-0

15. Anticipated Entry Date

9/8/15 - 9/28/15

17. Location of Goods for Examination after Importation

901 Renaissance Blvd
Sturtevant, WI
53177

16. I assert that information constituting Confidential Business Information is shown in the above blocks numbered: (Note: Blocks 4, 5, 6 and 7 are not entitled to CBI treatment--see instructions.)

18. [Optional] For pesticides without an EPA Registration No., select all that apply: (The following information may expedite the processing of the Notice of Arrival.)

☐ 18a. A pesticide transferred between registered establishments operated by the same producer. Domestic Producer Establishment Number: _____

☐ 18b. A pesticide transferred between registered establishments not operated by the same producer. Domestic Producer Establishment Number: _____ EPA Registration Number of Product being Formulated, if applicable: _____

☐ 18c. A pesticide distributed under an Experimental Use Permit. Experimental Use Permit Number: _____

EPA Registration Number: 875-184	Product Name: FSD-34
Total Net Weight: 1680 lbs	Entry Number: 300-5150625-0

- ☐ 18d. A Pesticide distributed for research and development purposes without an Experimental Use Permit.
- ☐ 18e. A pesticide transferred solely for export. Domestic Producer Establishment Number: _____
- ☐ 18f. A pesticide distributed under an emergency exemption. Emergency Exemption Number: _____
- ☐ 18g. A pesticide transferred for the purposes of disposal.
- ☐ 18h. Other. Provide an explanation including the intended use and a description of why the product is being imported into the United States in Block 19 -- Remarks.

19. Remarks. Provide additional information here. It is recommended that a copy of the label affixed to the product be submitted with the NOA.

Certification

I certify that the statements I made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

20. Printed Name of Importer of Record or Licensed Customs Broker: Carmen Stratigeas/For inquiries, contact Sara Seltzer Telephone No.: 262-631-2297

21. Signature of Importer of Record or Licensed Customs Broker:  Date: August 28, 2015

Part II: To Be Completed by U.S. Environmental Protection Agency

Action to be taken by U.S. Customs and Border Protection:

- ☐ Release Shipment ☐ Detain for inspection ☐ Release shipment to consignee under bond. Shipment must be held intact pending inspection.

☒ Other. (Specify) DENY ENTRY / REFUSE DELIVERY

Remarks:

DENY ENTRY - REFUSE DELIVERY AS PER 19 CFR 12.114

Signature and Title of EPA Official:  Date: 9/20/15

Part III: To Be Completed by U.S. Customs and Border Protection

The information shown in Part I was compared with the entry papers for this shipment and no discrepancies were noted. The shipment was handled as instructed by EPA in Part II. Any deviations should be brought to the attention of EPA before releasing the shipment and should be noted in "Remarks."

Remarks:

Signature of District Director of Customs: _____ Date: _____

Paperwork Reduction Act Notice: The estimated average time to read the instructions and complete this form is 26 minutes. Send comments regarding the burden estimates or any other aspect of this collection of information to: Director, Collection Strategies Division, Office of Environmental Information (OEI), U.S. Environmental Protection Agency (Mail Code 2822), 1200 Pennsylvania Avenue, NW, Washington, DC 20460. Include OMB number 2070-0020 in any correspondence.

Diversey

FSD-34™

Acid Cleaner Sanitizer

For Industry Use

ACTIVE INGREDIENTS:

Phosphoric acid 56.25%

Dodecylbenzene sulfonic acid 3.40%

OTHER INGREDIENTS 40.35%

Total 100.00%

**KEEP OUT OF REACH OF CHILDREN
DANGER**

FIRST AID

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes.

IF SWALLOWED: Call a poison control center or doctor for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.

**IN CASE OF EMERGENCY, CALL A POISON CONTROL CENTER OR DOCTOR
FOR TREATMENT ADVICE.**

1-800-851-7145

Have the product container or label with you when calling a Poison Control Center or doctor or going in for treatment.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate gastric lavage.

See additional precautionary statements on side panel.



hard, non-porous food-contact surfaces and equipment, such as food preparation surfaces, tanks, transport trucks, pre-mix vending units, food serving equipment such as glasses, dishes, utensils, pots, and pans; belts, cutting tables and other utensils and equipment in:

- Dairies and Beverage Plants
- Meat and Poultry Processing/Packaging Plants
- Dairy Products Processing/Packaging Plants
- Food Processing/Packaging Plants
- Food Service Industry/Eating Establishments

DIRECTIONS FOR USE:

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

FOR FINAL SANITIZING RINSING:

1. Preflush with potable water to remove gross food particles.
2. Clean with recommended alkaline cleaner.
3. Rinse with potable water.
4. To sanitize, rinse with a solution of 1 oz. of product per 6 gallons water. This can be done by flushing, immersion, circulation or spray operations. Surface should remain wet for at least 5 minutes.
5. Drain and air dry. Allow adequate draining before contact with food.

For manual operations, fresh sanitizing solution must be prepared at least daily. Prepare more often if the solution becomes diluted or soiled. Solution used in spray operations may not be re-used for sanitizing. Only 1 sanitization per solution is allowed. The solution, if not soiled, may be used for cleaning, polishing stainless steel, or descaling.

1 ounce/3 gallons solution of this product contains 88 ppm of dodecylbenzene sulfonic acid and a total acidity of 1450 ppm expressed as H_3PO_4 .

This product averages 17.8% phosphorous in the form of phosphates, which is equal to 5.0 grams per ounce of product.

MICROBIOLOGICAL DATA:

METHOD: Germicidal and Detergent Sanitizing Action of Disinfectants, A.O.A.C., 15th Ed., 1990.

RESULTS: FSD-34™ at 1:768 (1 ounce/6 gallons water) reduces bacterial numbers by 99.999% when tested by this method with a 30 second contact time in 500 ppm hard water. The organisms used in these tests were *Escherichia coli* (ATCC 11229), *Staphylococcus aureus* (ATCC 6538), and *Listeria monocytogenes* (ATCC 15313).

FOR CLEANING AND BRIGHTENING:

Preflush equipment with water. Use 1 ounce of product per 3 gallons of water for immersion and brush clean lightly soiled food contact surfaces and utensils and follow by a potable water rinse to remove food soils. To and brighten central recirculation systems preflush with water. Circulate 1 oz. of product per 3 gallons of water through system for 10 minutes or longer. Drain and rinse with potable water to remove food soils. Two ounce product per 3 gallons of water is effective for high pressure spray cleaning using a coarse droplet. Follow with potable water to remove food soils and chemical spray.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

PESTICIDE STORAGE: Open dumping is prohibited. Store in original container in areas inaccessible to child. **PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Improper disposal of all excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label directions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative of the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Clean container prior to emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat procedure two more times. Offer container for recycling, if available.

Net Contents:

18.9 L / 5 U.S. Gal.

Product No.:

57701100

Manufactured For: © 2012 Diversey, Inc., 8310 16th Street, Sturtevant, WI 53177-1964 Phone: 800 233 1000

red,
ink



ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting agency has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

DANGER: Corrosive. Causes irreversible eye damage or skin burns. Harmful if swallowed or absorbed through the skin or inhaled. Do not get in eyes, on skin or on clothing. Avoid breathing spray mist. Wear goggles or face shield. Wear protective clothing and rubber gloves when handling. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

PHYSICAL AND CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flames. Acidic product. Do not mix with other cleaners or chemicals as hazardous gasses or heat may be generated. Dilute only with water.

MSDS # MS0301121

EPA Registration No. 875-184

EPA Establishment No. 3635-OH-1 [SV];

10508-PA-1 [SB]; 875-WI-01 [EC]; 875-CA-4 [MD];

0312-WI-3 [NW]; 13938-CN-1 [LD]; 7546-WI-1 [WT]

Lot code letters indicate establishment number.



**FLAMMABLE
LIQUID,
CORROSIVE,
N.O.S. (isopropanol,
phosphoric acid)
UN2924**



SKU#

57701100

LOT #:

5836237 (12/199)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LC-8J

August 28, 2015

MEMORANDUM

SUBJECT: Action to be Taken Regarding the Pesticide Import Shipment to be Identified
Under Customs Entry Number 300-5148570-3

FROM: Estrella Calvo, Enforcement Officer *Nevo*
Pesticides and Toxics Compliance Section

TO: Issac Thomas, Chief, Enforcement Selectivity
U.S. Customs and Border Protection - Port of Chicago

and

Jeffrey Saum, Assistant Port Director
U.S. Customs and Border Protection - Port of Port Huron

By this memorandum, and pursuant to the authority of Section 17(c) of FIFRA, 7 U.S.C. § 136o(c), and the regulations at 19 C.F.R. § 12.115, the United States Environmental Protection Agency (EPA), Region 5 is requesting the United States Customs and Border Protection (CBP) to place an **ENFORCEMENT HOLD FOR INSPECTION** on the pesticide import shipment described by the Notice of Arrival of Pesticides and Devices (EPA Form 3540-1 or NOA) for Entry Number 300-5148570-3. We have annotated and signed said Notice with an identical request.

- The pesticide product in this import shipment is "FSD-34," EPA Registration Number (EPA Reg. No.) 875-184.
- The shipment consists of 46 pails of "FSD-34" totaling 2,576 lbs.
- The broker/filer of record is Livingston International located at 195 Huron Boulevard, Marysville, Michigan 48040.
- The importer of record is Diversey, Inc., located at 901 Renaissance Boulevard, Sturtevant, Wisconsin 53177.
- The carrier of record is Elgin Motor Freight.
- The Country of Origin is Canada.

EPA was advised by the importer of record that the bill of lading number and IT number could not be provided at this time.

EPA also requests CBP to instruct the importer or its broker to transfer the shipments, in bond, to one of the three central examination sites (CES) in the Chicago area for EPA inspection, and to have the CES manager contact us upon the containers arrival. If you have any further questions or concerns, please contact me at 312-353-8931 or Claudia Niess, Enforcement Officer, at 312-886-7598.

cc: Melvin Dennis, CBP-Port of Chicago
Kim Der-Yeghiayan, CBP-Port of Chicago
Michael Johnson, CBP-Port of Chicago
Suzanne Sublett-Nyenhuis, CBP-Port of Chicago
Anthony Hartnett, CBP-Port of Chicago
Eugene Rosso, CBP-Port of Port Huron
Terry Ruff, CBP-Port of Port Huron
David A. Gaddie, CBP-Port of Port Huron
James Petrach, CBP-Port of Port Huron
Elena Pietron, CBP-Port of Port Huron
David Star, EPA-Region 5
Sara Seltzer, Diversey Inc. now part of Sealed Air Corporation



United States
ENVIRONMENTAL PROTECTION AGENCY

OMB Control No. 2070-0020
Expires on 11/30/2016

Washington, DC 20460

Notice of Arrival of Pesticides and Devices

Send Completed Form to Appropriate Regional Office Listed in the Instructions for this Form.

Note: Read Instructions before completing form.

Part 1: To Be Completed by Importer of record or Licensed Customs Broker

1. Name and Complete Address of Licenced Customs Broker

Livingston International
195 Huron Boulevard
Marysville, MI
48040

Ref: ST 3246914

Product Number: 57701100

2. Name and Complete Address of Importer of Record

Diversey, Inc
901 Renaissance Blvd
Sturtevant, WI 53177

☐ Return Form to this Address

☐ Return to this Address

3. Name and Complete Address of Shipper

Diversey Canada
1151 Green Valley Road
London, Ontario
N6N 1E4

4. EPA Registration Number

875-184

5. EPA Producer Establishment No.

13938-CN-I

6. Brand Name of Product

FSD-34

7. Active Ingredients and Percentage of Each

Phosphoric Acid...56.25% Dodecyl benzene sulfonic acid.....3.40%

8. Unit Size

5G (NW 56 lbs)

9. Quantity

46 pails

10. Total Net Weight

2576 lbs

11. Country of Origin

Canada

12. Port of Entry

Port Huron, Michigan

13. Name and Complete Address of Carrier

Elgin Motor Freight
1497 Wilton Grove Road
London, ON
N6N 1M3

14. Entry Number

300-51485703

15. Anticipated Entry Date

8/21/15 - 9/10/15

17. Location of Goods for Examination after Importation

901 Renaissance Blvd
Sturtevant, WI
53177

16. I assert that information constituting Confidential Business Information is shown in the above blocks numbered: (Note: Blocks 4, 5, 6 and 7 are not entitled to CBI treatment--see instructions.)

18. [Optional] For pesticides without an EPA Registration No., select all that apply: (The following information may expedite the processing of the Notice of Arrival.)

☐ 18a. A pesticide transferred between registered establishments operated by the same producer. Domestic Producer Establishment Number: _____

☐ 18b. A pesticide transferred between registered establishments not operated by the same producer. Domestic Producer Establishment Number: _____ EPA Registration Number of Product being Formulated, if applicable: _____

☐ 18c. A pesticide distributed under an Experimental Use Permit. Experimental Use Permit Number: _____

EPA Registration Number: 875-184	Product Name: FSD-34
Total Net Weight: 2576 lbs	Entry Number: 300-51485703

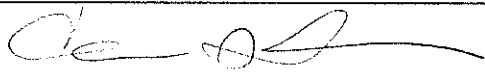
- ☐ 18d. A Pesticide distributed for research and development purposes without an Experimental Use Permit.
- ☐ 18e. A pesticide transferred solely for export. Domestic Producer Establishment Number: _____
- ☐ 18f. A pesticide distributed under an emergency exemption. Emergency Exemption Number: _____
- ☐ 18g. A pesticide transferred for the purposes of disposal.
- ☐ 18h. Other. Provide an explanation including the intended use and a description of why the product is being imported into the United States in Block 19 -- Remarks.

19. Remarks. Provide additional information here. It is recommended that a copy of the label affixed to the product be submitted with the NOA.

Certification

I certify that the statements I made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

20. Printed Name of Importer of Record or Licensed Customs Broker	Carmen Stratigeas/For inquiries, contact Sara Seltzer	Telephone No.:	262-631-2297
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21. Signature of Importer of Record or Licensed Customs Broker:		Date:	August 12, 2015
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Part II: To Be Completed by U.S. Environmental Protection Agency

Action to be taken by U.S. Customs and Border Protection:

- ☐ Release Shipment ☒ ~~Detain~~ for inspection ☐ Release shipment to consignee under bond. Shipment must be held intact pending inspection.
- ☐ Other. (Specify) **ENFORCEMENT HOLD - 19 CFR 12.113 AND 12.115**

Remarks: **THIS IMPORT SHIPMENT SHOULD BE MOVED TO A CENTRAL EXAMINATION SITE IN THE CHICAGO AREA FOR EPA INSPECTION. PLEASE CALL 3123538931 WHEN AVAILABLE FOR INSPECTION.**

Signature and Title of EPA Official:		Date:	8/28/15
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Part III: To Be Completed by U.S. Customs and Border Protection

The information shown in Part I was compared with the entry papers for this shipment and no discrepancies were noted. The shipment was handled as instructed by EPA in Part II. Any deviations should be brought to the attention of EPA before releasing the shipment and should be noted in "Remarks."

Remarks:

Signature of District Director of Customs:	Date:
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Paperwork Reduction Act Notice: The estimated average time to read the instructions and complete this form is 26 minutes. Send comments regarding the burden estimates or any other aspect of this collection of information to: Director, Collection Strategies Division, Office of Environmental Information (OEI), U.S. Environmental Protection Agency (Mail Code 2822), 1200 Pennsylvania Avenue, NW, Washington, DC 20460. Include OMB number 2070-0020 in any correspondence.

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ank



ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting agency has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

DANGER: Corrosive. Causes irreversible eye damage or skin burns. Harmful if swallowed or absorbed through the skin or inhaled. Do not get in eyes, on skin or on clothing. Avoid breathing spray mist. Wear goggles or face shield. Wear protective clothing and rubber gloves when handling. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

PHYSICAL AND CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flames. Acidic product. Do not mix with other cleaners or chemicals as hazardous gasses or heat may be generated. Dilute only with water.

MSDS # MS0301121

EPA Registration No. 875-184

EPA Establishment No. 3635-OH-1 [SV];

10508-PA-1 [SB]; 875-WI-01 [EC]; 875-CA-4 [MD];

0312-WI-3 [NW]; 13938-CN-1 [LD]; 7546-WI-1 [WT]

Lot code letters indicate establishment number.



**FLAMMABLE
LIQUID,
CORROSIVE,
N.O.S. (isopropanol,
phosphoric acid)
UN2924**



SKU#

57701100

LOT #:

5836237 (12/199)



FSD-34™

Acid Cleaner Sanitizer

For Industry Use

ACTIVE INGREDIENTS:

Phosphoric acid 56.25%

Dodecylbenzene sulfonic acid 3.40%

OTHER INGREDIENTS 40.35%

Total 100.00%

**KEEP OUT OF REACH OF CHILDREN
DANGER**

FIRST AID

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes.

IF SWALLOWED: Call a poison control center or doctor for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.

**IN CASE OF EMERGENCY, CALL A POISON CONTROL CENTER OR DOCTOR
FOR TREATMENT ADVICE.**

1-800-851-7145

Have the product container or label with you when calling a Poison Control Center or doctor or going in for treatment.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate gastric lavage.

See additional precautionary statements on side panel.

For use in spray, circulation, or immersion cleaning and institutional/industrial sanitization of previously cleaned, hard, non-porous food-contact surfaces and equipment, such as food preparation surfaces, tanks, transport trucks, pre-mix vending units, food serving equipment such as glasses, dishes, utensils, pots, and pans; belts cutting tables and other utensils and equipment in:

- Dairies and Beverage Plants
- Meat and Poultry Processing/Packaging Plants
- Dairy Products Processing/Packaging Plants
- Food Processing/Packaging Plants
- Food Service Industry/Eating Establishments

DIRECTIONS FOR USE:

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

FOR FINAL SANITIZING RINSING:

1. Preflush with potable water to remove gross food particles.
2. Clean with recommended alkaline cleaner.
3. Rinse with potable water.
4. To sanitize, rinse with a solution of 1 oz. of product per 6 gallons water. This can be done by flushing, immersion, circulation or spray operations. Surface should remain wet for at least 5 minutes.
5. Drain and air dry. Allow adequate draining before contact with food.

For manual operations, fresh sanitizing solution must be prepared at least daily. Prepare more often if the solution becomes diluted or soiled. Solution used in spray operations may not be re-used for sanitizing. Only 1 sanitization per solution is allowed. The solution, if not soiled, may be used for cleaning, polishing stainless steel, or descaling.

1 ounce/3 gallons solution of this product contains 88 ppm of dodecylbenzene sulfonic acid and a total acidity of 1450 ppm expressed as H_3PO_4 .

This product averages 17.8% phosphorous in the form of phosphates, which is equal to 5.0 grams per ounce of product.

MICROBIOLOGICAL DATA:

METHOD: Germicidal and Detergent Sanitizing Action of Disinfectants, A.O.A.C., 15th Ed., 1990.

RESULTS: FSD-34™ at 1:768 (1 ounce/6 gallons water) reduces bacterial numbers by 99.999% when tested by this method with a 30 second contact time in 500 ppm hard water. The organisms used in these tests were *Escherichia coli* (ATCC 11229), *Staphylococcus aureus* (ATCC 6538), and *Listeria monocytogenes* (ATCC 15313).

FOR CLEANING AND BRIGHTENING:

Preflush equipment with water. Use 1 ounce of product per 3 gallons of water for immersion and brush clean lightly soiled food contact surfaces and utensils and follow by a potable water rinse to remove food soils. To clean and brighten central recirculation systems preflush with water. Circulate 1 oz. of product per 3 gallons of water through system for 10 minutes or longer. Drain and rinse with potable water to remove food soils. Two ounces product per 3 gallons of water is effective for high pressure spray cleaning using a coarse droplet. Follow with potable water to remove food soils and chemical spray.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

PESTICIDE STORAGE: Open dumping is prohibited. Store in original container in areas inaccessible to children.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of all excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label directions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Offer container for recycling, if available.



Net Contents:

18.91 / 5.115 Gal

Product No.:

57701100